IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

SECOND APPEAL NO. 352 OF 2005

Ananda Shankar Kumje & others. ... Appellants.
Versus.
Dagadu Shankar Kumaje & others. ... Respondents.

Shri Amit Sale for the Appellants.

CORAM : ABHAY S. OKA, J.
DATED : 6th April, 2005.

P.C.:

1. Heard Shri Sale for the Appellants. The Appeal is by the original Defendants Nos.1 to 4. There are concurrent findings of fact recorded by the Courts below as regards relationship between the parties. The challenge is to the validity of marriage between the original Plaintiff No.3 Satyanbhama and the deceased Shankar. The Appellate Court has held that the pleading of the Appellants in this behalf is evasive and in fact there was an indirect admission on the part of the Appellants of the relationship. After considering the evidence, both the Courts below have accepted that the Plaintiff No.3 was lawfully wedded wife of the deceased Shankar.

2. There is no error even in the calculation of the share allotted to the parties.

3. No substantial question of law arises in the Second Appeal. The same is dismissed with no order as to costs.

Judge.